IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF SOUTH CAROLINA ANDERSON DIVISION

C/A No.: 8:12-cv-03435-GRA
AMENDED ORDER (Written Opinion)

This Order is being issued by this Court to reschedule the date of the preliminary injunction hearing set by this Court's previous Order of September 17, 2013 due to conflicts arising over use of the courtroom. The hearing that was previously scheduled shall now be set for Wednesday, September 25 at 9:30 a.m.

This Court issued an Order on March 26, 2013 postponing the pending hearing on Sauer-Danfoss' Motion for Preliminary Injunction, extending and expanding the Temporary Restraining Order, and staying all proceedings in this case until the remaining Defendants have been served or until Sauer-Danfoss has decided to discontinue efforts to serve any un-served parties. ECF No. 68. Plaintiff's Motion for a preliminary injunction has been pending since December 5, 2012 and a hearing has not yet been held on this motion. ECF No. 4. Additionally, the *ex parte* Temporary Restraining Order entered by Judge Herlong on December 5, 2012 is still in effect although altered by this Court's Order on March 26, 2013. ECF No. 8 & 68. Based

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on the amount of time that has elapsed and the failure to either serve or discontinue

efforts to serve Defendant Jiangsu Guorui Hydraulic Machinery Co., Ltd., this Court

finds that its March 26, 2013 Order is no longer adequate.

IT IS THEREFORE ORDERED that a hearing on the preliminary injunction is

to be held on Wednesday, September 25 at 9:30 a.m. before this Court at the Second

Floor Courtroom of the G. Ross Anderson, Jr. Federal Building and United States

Courthouse, 315 South McDuffie Street, Anderson, SC. Plaintiff has until this hearing

to serve the remaining Defendant. If the remaining un-served Defendant is not

served by this date, then the case will be dismissed as to that Defendant. At this

hearing, this Court will hear any objections by the public to sealing the courtroom

along with a reasonable time to state any objections. After this, the Court will conduct

an initial in camera review as to whether trade secrets are likely to be involved and

then decide whether the courtroom is to be sealed.

IT IS SO ORDERED.

La Galvange.

G. Ross Anderson, Jr. Senior United States District Judge

September <u>17</u>, 2013 Anderson, South Carolina

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